

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

FTX TRADING, LTD., *et al.*,¹

Debtors.

Chapter 11

Case No. 22-11068 (JTD)

(Jointly Administered)

**VERIFIED SECOND SUPPLEMENTAL STATEMENT OF EVERSLEDs
SUTHERLAND (US) LLP AND MORRIS, NICHOLS, ARSHT & TUNNELL LLP
PURSUANT TO BANKRUPTCY RULE 2019**

Eversheds Sutherland (US) LLP (“Eversheds”) and Morris, Nichols, Arsht & Tunnell LLP (“Morris Nichols,” and together with Eversheds, “Counsel”), counsel to the Ad Hoc Committee of Non-US Customers of FTX.com (the “Ad Hoc Committee”) comprising international customers (each a “Member” and collectively, the “Members”) who hold accounts on the FTX.com platform, hereby submit this verified second supplemental statement (the “Second Supplemental Statement”) pursuant to Rule 2019 of the Federal Rules of Bankruptcy Procedure (“Bankruptcy Rule 2019”), and respectfully state as follows:

1. On or around December 2, 2022, the initial Members of the Ad Hoc Committee engaged Eversheds to represent the Ad Hoc Committee in connection with the chapter 11 cases (the “Chapter 11 Cases”) of the above-captioned debtors and debtors in possession (the “Debtors”). Morris Nichols was engaged by the Ad Hoc Committee effective December 4, 2022.

¹ The last four digits of FTX Trading Ltd.’s and Alameda Research LLC’s tax identification numbers are 3288 and 4063, respectively. Due to the large number of debtor entities in these chapter 11 cases, a complete list of the Debtors and the last four digits of their federal tax identification numbers is not provided herein. A complete list of such information may be obtained on the website of the Debtors’ proposed claims and noticing agent at <https://cases.ra.kroll.com/FTX>.

2. On March 24, 2023, Counsel filed the *Verified Statement of Eversheds Sutherland (US) LLP and Morris, Nichols, Arsht & Tunnel LLP Pursuant to Bankruptcy Rule 2019* [D.I. 1156] (the “Initial Statement”).

3. On June 7, 2023, Counsel file the *Verified First Supplemental Statement of Eversheds Sutherland (US) LLP and Morris, Nichols, Arsht & Tunnell LLP Pursuant to Bankruptcy Rule 2019* [D.I. 1580] (the “First Supplemental Statement”).

4. Pursuant to Bankruptcy Rule 2019, this Second Supplemental Statement supplements the information provided in the First Supplemental Statement. Since the date of the First Supplemental Statement, certain changes have been made with respect to the composition of the Ad Hoc Committee resulting from, among other things, the Court’s entry of the *Order Denying the Ad Hoc Committee of Non-US Customers of FTX.com’s Motion to File Under Seal (I) Verified Statement of Eversheds Sutherland (US) LLP and Morris, Nichols, Arsht & Tunnell LLP Pursuant to Bankruptcy Rule 2019 and (II) the Declaration in Support of the Ad Hoc Committee of Non-US Customers of FTX.com’s Motion to File Under Seal the Verified Statement of Eversheds Sutherland (US) LLP and Morris, Nichols, Arsht & Tunnell LLP Pursuant to Bankruptcy Rule 2019* [D.I. 1858] (the “Order”).²

5. Attached hereto as **Exhibit A** is a revised list of the names, addresses, and disclosable economic interests of the Members, as reported to Counsel by each Member as of August 9, 2023, which is intended, as of the date hereof, to replace and supersede **Exhibit A** attached to the First Supplemental Statement.³

² Following entry of the Order, members holding in the aggregate over USD \$1.7 billion in claims against the Debtors left the Ad Hoc Committee to protect the confidentiality of personal information.

³ For the avoidance of doubt, all customers of FTX.com are welcome to join the Ad Hoc Committee, subject to standard requirements and protocols set forth in the Ad Hoc Committee Bylaws. We invite all who are interested to contact counsel to the Ad Hoc Committee, Erin Broderick of Eversheds Sutherland (US) LLP (erinbroderick@eversheds-sutherland.com).

6. The information on **Exhibit A**, which is based on information provided by the Members to Counsel, is intended only to comply with Bankruptcy Rule 2019 and is not intended for any other purpose. Moreover, given the Members' limited access to the FTX.com platform, the information provided is based on the best available records and is subject to change. Counsel does not make any representation regarding the validity, amount, allowance, or priority of such customer entitlements or claims and reserves all rights with respect thereto. Counsel does not own, nor has it ever owned, any claims against or interests in the Debtors, except for the claims for services rendered to the Ad Hoc Committee.

7. Nothing contained in this Second Supplemental Statement (or **Exhibit A** hereto) should be construed as a limitation upon, or waiver of, any rights of any Member of the Ad Hoc Committee, its respective affiliates, or any other entity, or an admission with respect to any fact or legal theory. Nothing herein should be construed as a limitation upon, or waiver of, any rights of the Ad Hoc Committee or its Members to assert, file, and/or amend any claim or proof of claim filed in accordance with applicable law and any orders entered in these cases, or assert or amend any customer entitlement or right or interest in property.

8. Each Member of the Ad Hoc Committee has consented to Counsel's representation of the Ad Hoc Committee. Counsel does not represent any Member of the Ad Hoc Committee in its individual capacity on issues related to the objective of the Ad Hoc Committee in the Chapter 11 Cases. Each Ad Hoc Committee Member's participation in the Ad Hoc Committee is solely in relation to the property interests, customer entitlements, or related claims disclosed on the attached **Exhibit A**.

9. As of the date of this Second Supplemental Statement, Eversheds and Morris Nichols represent parties in their individual capacities unrelated to the objective of the Ad Hoc

Committee in the Chapter 11 Cases. In addition, neither the Ad Hoc Committee nor any Member of the Ad Hoc Committee represents or purports to represent any other entities in connection with these cases.

10. Counsel reserves the right to amend or supplement this Second Supplemental Statement in accordance with the requirements set forth in Bankruptcy Rule 2019.

11. The undersigned verify that the foregoing is true and correct to the best of their knowledge.

Date: August 9, 2023
Wilmington, Delaware

/s/Matthew B. Harvey

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